

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

ANTHONY G. HERBERT,

Plaintiff,

v.

CARYN VERTUCCI, D.D.S., *et al.*,

Defendants.

Case No. C13-640-RSL

ORDER GRANTING DEFENDANTS'
MOTION FOR SUMMARY JUDGMENT
AND DENYING PLAINTIFF'S CROSS-
MOTION FOR SUMMARY JUDGMENT

The Court, having reviewed plaintiff's complaint, defendants' motion for summary judgment, plaintiff's cross-motion for summary judgment, the Report and Recommendation of the Honorable James P. Donohue, United States Magistrate Judge, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation.
- (2) Defendants' motion for summary judgment (Dkt. 30) is GRANTED and plaintiff's cross-motion for summary judgment (Dkt. No. 42) is DENIED.

ORDER RE: CROSS-MOTIONS
FOR SUMMARY JUDGMENT - 1

1 (3) Plaintiff's complaint (Dkt. 7) and this action are DISMISSED with prejudice.

2 (4) The Clerk is directed to send copies of this Order to plaintiff, to counsel for
3 defendants, and to the Honorable James P. Donohue.

4 DATED this 29th day of May, 2014.

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7 ROBERT S. LASNIK
8 United States District Judge
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